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Dated: September 17, 2004

gnature:

Docket No.: 28341/6216.NDV2

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Fisher et al.

Application No.: 10/657,399

Art Unit: Not Yet Assigned

Filed: September 8, 2003

Examiner: Not Yet Assigned

For: METHODS OF IDENTIFYING ANTI-VIRAL

AGENTS

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In compliance with 37 C.F.R. §1.97 and the duty of disclosure under 37 C.F.R. §1.56, the attached PTO-1449 form is submitted by Applicants for consideration in connection with the above-identified patent application. Copies of all references can be found in U.S. Patent Application Nos. 09/648,215, 09/382,616, and 09/728,466 (our docket nos. 28341/6216.NCP, 28341/6216, and 28341/6216.NDV1, respectively), to which the present application claims priority.

The present application is a divisional application of U.S. Patent Application No. 09/728,466, now issued U.S. Pat. No. 6,641,994, which is relied on for an earlier effective filing date under 35 U.S.C. §120. Thus, in accordance with 37 C.F.R. §1.98(d)(1), copies of the references cited on Form PTO-1449 are not attached herewith. However, should the Examiner require copies of one or more of the references cited in the prior application, the Applicants will furnish the documents upon request.

Application No.: 10/657,399 Docket No.: 28341/6216.NDV2

This information disclosure statement is not intended to be an admission that a search has been made, that other relevant art does not exist, or that any of the information disclosed herein constitutes prior art under 35 U.S.C. §102 or 35 U.S.C. §103.

This statement and Form PTO-1449 are being submitted before receipt of a first Office Action in the above-identified patent application. Accordingly, it is submitted that no fee is due in this matter under 37 C.F.R. §1.97(b). However, if it is determined that any appropriate fee is due, please charge Deposit Account Number 13-2855. A duplicate of this paper is enclosed.

Dated: September 17, 2004

Respectfully submitted,

Lynn L. Janulis, Ph.D.

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Agent for Applicants

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Form PTO-1449 (Modified)



U.S. Department of Commerce Patent and Trademark Office 28341/6216.NDV2

Atty. Docket No.

Serial No. 10/657,399

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

	
Applicant	
Fisher et al.	
Filing Date	Group
September 8, 2003	Not yet assigned

	U.S. PATENT DOCUMENTS						
*Examiner Initials		Document Number	Issue Date	Name	Class	Subclass	Filing Date If Appropriate
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	A3	5,457,189	10-10-95	Crooke, et al.			
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	A9	5,736,318	04-07-98	Münger, et al.			
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